



COOPERATIVE

· 3200 EAST AVE. SO. · P.O. BOX 817 · LA CROSSE, WISCONSIN 54602-0817

(608) 788-4000  
FAX (608) 787-1420

July 18, 1996

Ms. Pauletta France-Isetts  
Superfund Division  
U.S. EPA, Region VII  
726 Minnesota Avenue  
Kansas City, KS 66101

**RECEIVED**

**JUL 22 1996**

**SUPERFUND DIVISION**

Dear Ms. France-Isetts:

RE: PCB Treatment Inc. Superfund Sites  
2100 Wyandotte Street, Kansas City, Missouri and  
45 Ewing Street, Kansas City, Kansas  
Request for Information Pursuant to Section 104 (e) of CERCLA

This letter and attachments respond to your information request dated June 14, 1996. In several cases, we make reference to our previous response dated September 6, 1995, with its extensive attachments, where we have had no additional information. We have responded to the best of our recollection, and included what historical file information we have retained. Please note that according to our records, we shipped material only to the Wyandotte Street location, with nothing shipped to the Ewing Street location. We believe we have been responsive to your request.

Sincerely,

DAIRYLAND POWER COOPERATIVE

Eric Hennen  
Director, Environmental Affairs

ERH:no

Enclosures

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S00164177  
SUPERFUND RECORDS

EPA QUESTIONS  
JUNE 14, 1996

INFORMATION REQUEST  
PCB TREATMENT INC. SITES

INSTRUCTIONS

1. You are required to provide a separate narrative response to each and every question and subpart of a question set forth in this Information Request.

2. Precede each answer with the number of the question to which it corresponds.

3. If information or documents not known or not available to you on the date of submission of your response to this Information Request should become known or available to you at a later date, you must supplement your response to EPA. Moreover, should you find at any time after the submission of this response that any portion of the submitted information is false or misrepresents the truth, you must notify EPA of this fact as soon as possible and provide EPA with a corrected response.

4. For each document produced in response to this Information Request, identify the document and indicate on the document, or in some other reasonable manner, the number of the question to which it responds.

5. (A) The information requested herein must be provided even though you may believe that it includes confidential information or trade secrets. You may, if you desire, assert a confidentiality claim covering part or all of the information requested, pursuant to Section 104(e)(7)(E) and (F) of CERCLA, 42 U.S.C. § 9604(e)(7)(E) and (F) and 40 C.F.R. § 2.203(b), by segregating such materials for which a claim of confidentiality is being asserted from those materials for which no claim of confidentiality is being asserted, and attaching to those materials for which a claim of confidentiality is being asserted, at the time such materials are submitted, a cover sheet, stamped or typed legend, or other suitable form of notice employing language such as "trade secret," or "proprietary" or "company confidential." Information covered by such a claim will be disclosed by EPA only to the extent, and only by means of the procedures set forth in 40 C.F.R. Part 2.

(B) If no such claim accompanies the information when it is received by EPA, it may be made available to the public by EPA without further notice to you. You should read the above-cited statute and regulation carefully before asserting a business confidentiality claim, because certain categories of information are not properly the subject of such a claim. Information you submit in response to this Information Request may be disclosed

by EPA to authorized representatives of the United States pursuant to 40 C.F.R. § 2.310(h), notwithstanding your assertion that all or part of it may be confidential business information. Please be advised that EPA intends to disclose your response to this Information Request to its contractor, Dynamac Corporation, whom EPA has retained to organize and analyze the information contained in the responses to this Information Request. If you are submitting information asserted to be confidential business information, you may comment on this intended disclosure within 10 days of receiving this Information Request.

#### DEFINITIONS

The following definitions shall apply to the following words as they appear in this Attachment:

1. The term **"you"** or **"Respondent"** shall mean the addressee of this Request, the addressee's employees, relatives, contractors, trustees, successors, assigns, and agents.
2. The term **"person"** as used herein includes, in the plural as well as the singular, any natural person, firm, unincorporated association, partnership, corporation, trust or other entity.
3. The terms **"Sites"** or **"facilities"** shall mean and include the property on or about 2100 Wyandotte Street, Kansas City, Missouri and/or 45 Ewing Street, Kansas City, Kansas.
4. The term **"hazardous substance"** shall have the same definition as that contained in Section 101(14) of CERCLA and includes any mixtures of such hazardous substances with any other substances, including petroleum products.
5. The terms **"pollutant"** and **"contaminant"** shall have the same definition as that contained in Section 101(33) of CERCLA, and includes any mixtures of such pollutants and contaminants with any other substances, including petroleum products.
6. The term **"RCRA"** shall mean the Resource Conservation and Recovery Act of 1976, as amended, 42 U.S.C. § 6901 et seq.
7. The term **"TSCA"** shall mean the Toxic Substance Control Act of 1976, 15 U.S.C. § 2601 et seq.
8. The term **"hazardous waste"** shall have the same definition as that contained in Section 1004(5) of RCRA.
9. The term **"solid waste"** shall have the same definition as that contained in Section 1004(27) of RCRA.
10. The term **"materials"** shall mean all substances that have been generated, treated, stored, disposed of or otherwise handled

at, or transported to the Sites; including, but not limited to, all hazardous substances, pollutants and contaminants, hazardous wastes and solid wastes as defined above, and including but not limited to all debris, soils and liquids containing polychlorinated biphenyls or other hazardous materials.

11. The term **"items"** shall mean all objects, articles or materials that have been generated, treated, stored, disposed or otherwise handled at, or transported to the Sites; including but not limited to, all hazardous substances, pollutants and contaminants, hazardous wastes and solid wastes as defined above and including all electrical equipment, electrical equipment parts or other objects, articles or materials containing polychlorinated biphenyls or other hazardous materials.

12. The term **"identify"** means, with respect to a natural person, to set forth the person's name, present or last known business address and business telephone number, present or last known home address and home telephone number, and present or last known job title, position or business.

13. The term **"identify"** means, with respect to a corporation, partnership, business trust or other association or business entity (including a sole proprietorship), to set forth its full name, address, legal form (e.g. corporation, partnership, etc.), organization, if any, and a brief description of its business.

14. The term **"identify"** means, with respect to a document, to provide its customary business description, its date, its number if any (manifest, invoice or purchase order number), the identity of the author, addressor, addressee and/or recipient, and the substance or the subject matter.

15. The term **"release"** has the same definition as that contained in Section 101(22) of CERCLA, 42 U.S.C. § 9601(22), and includes any spilling, leaking, pumping, pouring, emitting, emptying, discharging, injecting, escaping, leaching, dumping, or disposing into the environment, including the abandonment or discharging of barrels, containers, and other closed receptacles containing any hazardous substance or pollutant or contaminant.

16. The terms **"document"** and **"documents"** shall include: (a) writings of any kind, formal or informal, whether or not wholly or partially in handwriting, including by way of illustration and not by way of limitation, any invoice, receipt, endorsement, check, bank draft, canceled check, deposit slip, withdrawal slip, order, correspondence, record book, minutes, memorandum of telephone and other conversations including meetings, agreements and the like, diary, calendar, desk pad, scrapbook, notebook, bulletin, circular, form, pamphlet, statement, journal, postcard, letter, telegram, telex, report, notice, message, analysis, comparison, graph, chart, interoffice or intraoffice

communications, photostat or other copy of any documents; (b) microfilm or other film record, any photograph, sound recording on any type of device, any punch card, disc or disc pack, compact disc or laser disc; <sup>9</sup> any tape or other type of memory generally associated with computers and data processing (together with the identification of necessary software, programming instructions and other written material necessary to use such punch card, disc, disc pack, compact disc, laser disc, tape or other type of memory and together with printouts of such punch card, disc, disc pack, compact or laser disc, tape or other type of memory); and (d) (1) every copy of each document which is not an exact duplicate of a document which is produced, (2) every copy which has any writing, figure or notation, annotation or the like of it, (3) drafts, (4) attachments to or enclosures with any document and (5) every document referred to in any other document.

17. The terms "**and**" and "**or**" shall be construed either disjunctively or conjunctively as necessary to bring within the scope of this Information Request any information which might otherwise be construed to be outside its scope.

18. The term "**arrangement**" means every separate contract or other agreement between two or more persons.

19. The terms "**transaction**" or "**transact**" mean any sale, transfer, giving, delivery, change in ownership, or change in possession.

20. Words in the masculine shall be construed in the feminine, and vice versa, and words in the singular shall be construed in the plural, and vice versa, where appropriate in the context of a particular question or questions.

21. All terms not defined herein shall have their ordinary meaning, unless such terms are defined in CERCLA, RCRA, TSCA or Title 40 of the Code of Federal Regulations.

## QUESTIONS

1. Identify the person(s) answering these questions on behalf of Respondent.
2. Identify the person to whom future correspondence regarding this matter should be directed.
3. For each and every question contained herein, identify all persons consulted in the preparation of the answer.
4. Identify all names used by Respondent between 1982 and 1987.
5. Provide a description of all PCBs and PCB-items purchased, or brokered by you between 1982 and 1987 which were sent to the Sites for treatment and disposal. For each and every transaction, identify the companies or individuals which contracted with Respondent to purchase or dispose of PCBs or PCB-items.
6. Identify all persons, including Respondent's current and former employees, who have or may have knowledge, information or documents about the generation, use, purchase, treatment, storage, disposal or other handling of materials, equipment or items at, or transportation of materials, equipment or items to the Sites.
7. For each transaction identified in #4, provide contract pricing information, including but not limited to, the purchase price of PCBs or PCB-items or the unit rates for disposal and submit all related documentation. For each transaction, identify the person or entity which selected PCB Treatment, Inc. as the facility to treat and dispose of the PCBs or PCB-items. #5?
8. Identify all persons with whom Respondent, Respondent's employees or other persons made any arrangements for disposal of materials, items or equipment at the Sites or transportation of materials, equipment or items to the Sites. For each transaction, describe the type of arrangements made and submit all documentation relating to such arrangements.
9. Identify all persons with whom Respondent, Respondent's employees or other persons made any arrangements for the storage, treatment, or disposal of materials or items at the Site. For each such transaction, describe the type of arrangement made and submit all documentation relating to such arrangement.
10. State whether Respondent's clients or customers were informed by you that the PCBs you were brokering for them were

being sent to PCB Treatment, Inc. for disposal. Provide copies of all documents provided by Respondent to Respondent's customers or clients relating to the final disposition of PCB-containing materials brokered by Respondent on their behalf.

11. Provide copies of all documents including, but not limited to, invoices, contracts, receipts, manifests, certificates of disposal, shipping papers, service orders, and other documents, pertaining to Respondent's transportation of material, equipment or items, or arrangements for transportation of material, equipment or items, to PCB Treatment, Inc.:

- a. Identify all documents pertaining to the transportation or arrangement for transportation of material, equipment or items to the Wyandotte Street location;
- b. Identify all documents pertaining to the transportation or arrangement for transportation of material, equipment or items to the Ewing Street location.

12. Provide copies of all documents including, but not limited to, invoices, contracts, receipts, manifests, certificates of disposal, shipping papers, service orders, and other documents pertaining to Respondent's arrangements for the storage, treatment or disposal of material, equipment or items at PCB Treatment, Inc.:

- a. Identify all documents pertaining to the storage, treatment or disposal of material, equipment or items to the Wyandotte Street location;
- b. Identify all documents pertaining to the storage, treatment or disposal of material, equipment or items to the Ewing Street location.

13. State whether ownership of or title to any of the PCB-containing materials brokered by Respondent was conferred upon Respondent by the terms of any of the brokering agreements or other documents requested above. If so, please indicate which documents contain such provisions.

14. Provide any information or knowledge in the possession of Respondent, its affiliates, contractors or agents, relating to PCB Treatment, Inc. (such as correspondence you may have received from other persons relating to PCB Treatment, Inc.).

15. Provide any information or knowledge in the possession of Respondent relating to the handling or transportation of material, equipment or items between the Wyandotte Street and Ewing Street Sites by any person and the purpose for such movement of material, equipment or items between the Sites.

16. Identify all materials, equipment or items that were rejected from the Sites. For each material, equipment or item rejected from the Sites, state the reason for such rejection.

17. State whether Respondent, Respondent's employees, contractors and/or agents, or other persons ever shipped any material, equipment or item to the Sites? If so, provide the following information for each material, equipment or item that was or may have been sent to the Sites:

- a. the type of material, equipment or item (i.e., transformer, capacitor, switch, etc.);
- b. the size or rating of the material, equipment or item;
- c. the name of the manufacturer and serial number;
- d. the total weight of the material, equipment, or items;
- e. the total weight of oil (in gallons, pounds, or kilograms) contained in the material, equipment or item, or the oil capacity of the material, equipment or item, and the method used to determine the amount or capacity;
- f. the type of oil or other fluid that was present or may have been present in such material, equipment or item at the time it was sent to the Sites;
- g. describe what steps were taken to determine whether the oil or fluid contained PCBs at the time of removal from service or of disposal;
- h. any and all documentation, including but not limited to, analytical data which indicates the concentration of PCBs contained in the oil or fluid;
- I. the date on which the material, equipment or item left your facility;
- j. the time period during which the material, equipment or item remained at the Sites;
- k. the name, address and telephone number of the transporter;
- l. if the material, equipment or item was owned by someone other than Respondent, identify the person owning such material, equipment or item; and



- m. the name(s), address(es), telephone number(s), and date(s) of ownership of any and all prior owners, if any, of the material, equipment and item.

18. With respect to each shipment of oil to the Sites by tanker truck, in drums or any other method of shipment, provide:

- a. the total amount of oil in gallons, pounds or kilograms contained in each shipment and the method of shipment or type of container used;
- b. the type of oil or fluid contained in each shipment;
- c. describe the steps taken to determine whether the oil or fluid contained PCBs at the time of shipment; and
- d. any and all documentation, including but not limited to, analytical data, that indicates the concentration of PCBs contained in the oil or fluid;

19. With respect to soil and debris shipped to the Sites, provide the following:

- a. a description of the constituents of the soil or debris shipped to the Sites;
- b. the total amount of soil or debris shipped to the Sites in pounds, cubic yards, cubic feet, or other type of measurement. Describe the type of measurement;
- c. describe the steps taken to determine whether the soil or debris contained PCBs at the time of shipment; and
- d. any and all documentation, including but not limited to, analytical data, that indicates the concentration of PCBs contained in the soil or debris.

20. List the EPA RCRA Identification Numbers of Respondent, generators, brokers, and/or transporters, if any, and identify the corresponding units, facilities or vessels assigned these numbers.

21. If you have reason to believe that there may be other persons, whether or not employed by Respondent, who may be able to provide a more detailed or complete response to any question or subpart of a question or who may be able to provide additional information or responsive documents, identify each such person and the additional information or documents that each may have.

## **Responses to Information Request Dated June 14, 1996, Attached**

<b>Question #1:</b> Eric Hennen Director, Environmental Affairs Dairyland Power Cooperative 3200 East Avenue South La Crosse, WI 54601 Business phone: (608) 787-1371	Dave Lesky Lead Chemist Dairyland Power Cooperative 3251 East Avenue South La Crosse, WI 54601 Business phone: (608) 787-1351
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**Question #2:** Eric Hennen (address above)

**Question #3:** Dave Lesky (address above)

**Question #4:** Dairyland Power Cooperative (DPC)

**Question #5:** Trempealeau Electric Cooperative  
625 W. Main Street  
PO Box 277  
Arcadia, WI 54612-0277

- Manifest #2485 - One transformer, 165 lbs.
- Manifest #1088 - One 55 gallon drum Earth, 700 lbs.

Jump River Electric Cooperative, Inc.  
1102 West Ninth Street North  
PO Box 99  
Ladysmith, WI 54848-0099

- Manifest #1088 - One 55 gal. drum Earth, 575 lbs.
- Manifest #1088 - Capacitors, 143 lbs.

Polk-Burnett Electric Cooperative  
1000 Highway 35  
PO Box 310  
Centuria, WI 54824-0310

- Manifest #1088 - 12 capacitors, 580 lbs.

Price Electric Cooperative, Inc.  
508 N. Lake Avenue  
PO Box 110  
Phillips, WI 54555-0110

- Manifest #2485 - 6 capacitors, 420 lbs.

Village of Cashton  
811 Main Street  
Cashton, WI 54619

- Manifest #1088 - Capacitors, 315 lbs.

**Question #6:** Dave Lesky (address above) and Adolf Schneider

Adolf Schneider (Retired DPC Employee)  
1036 Main Street  
Onalaska, WI 54650  
(508) 783-2047

**Question #7:** We assume that your request refers to each transaction specified in the response to Question #5, not Question #4. In 1984 and 1985, Mr. Adolf Schneider was in charge of our PCB management. He would have made the decision on the selection of transportation and disposal contractors. We have been unable to locate all of the information regarding our individual arrangements with our members where we brokered PCB waste as identified in response to Question #5. We have located records of a billing to the Village of Cashton for disposal of five capacitors. This is included in Attachment 1. The charge to Cashton was billed at \$0.90/lb, or a total of about \$57/capacitor. In reference Tab 5 of our September 1995 submittal, a purchase order with PCB Treatment, Inc., identifies disposal costs of 45 capacitors at \$2,252, or about \$50 each. The purchase order was a year later, and may reflect a market change in price. However, it seems clear that we billed the Village of Cashton and our distribution cooperatives for our approximate actual cost of transportation and disposal, seeking only to provide the service to our members, and not operate at profit. The bill to Cashton and the cooperatives also clearly identified that the waste was sent to PCB, Inc., Missouri. Attachment 1 also includes billings for Jump River, Polk-Burnett, and Trempealeau Electric Distribution Cooperatives.

**Question #8:** Please see previous DPC response dated September 6, 1995, response to Question #5.

**Question #9:** Please see previous DPC response dated September 6, 1995, response to Question #6.

**Question #10:** We accepted PCB wastes from Polk/Burnett, Trempealeau, Jump River, and Price Distribution Cooperatives, who are Class A members of our system. We also accepted PCB waste from the Village of Cashton, which is a Class D, municipal member, of our system. Attachment #1 contains the billing information. Our members were aware that we would be utilizing the services of a PCB licensed transporter and disposer. We may not have specifically informed them of our selection of contractor. It is also possible that we did not provide follow-up notice of destruction to our members upon our receipt of that information.

**Question #11:** Please see previous DPC response dated September 6, 1995, response to Question #7.

**Question #12:** Please see previous DPC response dated September 6, 1995, response to Question #8.

- Question #13:** There were no brokering agreements with our members. Dairyland provided a service whereby we accumulated a sufficient volume of PCB wastes to improve transportation economics and select a qualified PCB waste disposer, on behalf of our members.
- Question #14:** Please see previous DPC response dated September 6, 1995, response to Question #9.
- Question #15:** Please see previous DPC response dated September 6, 1995, response to Question #10.
- Question #16:** Please see previous DPC response dated September 6, 1995, response to Question #11.
- Question #17:** Please see previous DPC response dated September 6, 1995, response to Question #12.
- Question #18:** Please see previous DPC response dated September 6, 1995, response to Question #13.
- Question #19:** Please see previous DPC response dated September 6, 1995, response to Question #14.
- Question #20:** Please see previous DPC response dated September 6, 1995, response to Question #15.
- Question #21:** Please see previous DPC response dated September 6, 1995, response to Question #16.

# Attachment 1

Adolf Schneider

BX No. 1386

Please be advised of the approval of ne Village of Cashton  
Form A-60-2 for BX No. B 1386 eet 811 Main St.

A conformed copy is being returned  
to you.

y Cashton, WI 54619

rk to be performed. Completion report will follow.  
(before the final invoice is rendered.)

(X) 2. This is a complete list of direct charges and a billing can originate from the following data:

Date	Description of Billable Services - Material, Labor, Transportation and Expenses	Unit	Rate	Amount	
8/17/84	Disposal of capacitors	315#	0.90	\$283	50

Per following agreement: (Attach related letters, memos, and all bids.)

P.C.B. Inc. Missouri P.O. # 95623

TERMS:

Invoice should be mailed to the attention of: Mrs. Lucy Schuttemeier


Adolf Schneider

Submitted By

8/17/84

Date

RECOMMENDED FOR APPROVAL

 Dept. Head	Donald D. Calhoun Accounting Dept.	Ken Nelson Property Records	Robert C. Mueller CONTROLLER
Date <u>8/20/84</u>	Date <u>8-21-84</u>	Date <u>8-22-84</u>	Date <u>8-24-84</u>

APPROVED

Adolf Schneider

BX No. 1387

Please be advised of the approval of  
Form A-60-2 for BX No. B 1387.

e Jump River Electric Cooperative  
et 1102 W. 9th St. North  
y Ladysmith, WI 54848

A conformed copy is being returned  
to you.

Work to be performed. Completion report will follow.  
(Before the final invoice is rendered.)

(X) 2. This is a complete list of direct charges and a billing can originate from the following data:

Date	Description of Billable Services - Material, Labor, Transportation and Expenses	Unit	Rate	Amount	
8/17/84	Disposal of soil (PCB)	1	\$125.00	\$125	00
	Disposal of capacitor	35#	0.90	\$ 31.	50
				\$156	50

Per following agreement: (Attach related letters, memos, and all bids.)

P.C.B. Inc. Missouri P.O. #95623

TERMS:

Invoice should be mailed to the attention of: Mr. Harold Cleary

Adolf Schneider  
Submitted By

8/17/84  
Date

RECOMMENDED FOR APPROVAL

<u>JAS</u> Dept. Head	Donald D. Calhoun Accounting Dept.	Ken Nelson Property Records	Robert C. Mueller CONTROLLER
Date <u>8/20/84</u>	Date <u>8-21-84</u>	Date <u>8-22-84</u>	Date <u>8-24-84</u>

APPROVED

Adolf Schneider

BX No. 1388

Please be advised of the approval of  
Form A-60-2 for BX No. E 1388

A conformed copy is being returned  
to you.

ne Polk-Burnett Electric Cooperative  
ect 1000 Hwy #35  
y Centuria, WI 54824

rk to be performed. Completion report will follow.  
fore the final invoice is rendered.)

(X) 2. This is a complete list of direct charges and a billing can originate from the following data:

Date	Description of Billable Services - Material, Labor, Transportation and Expenses	Unit	Rate	Amount	
8/17/84	Disposal 12 capacitors	\$80#	0.90	\$522	00

Per following agreement: (Attach related letters, memos, and all bids.)

P.C.B. Inc. of Missouri P.O. #95623


TERMS: \_\_\_\_\_

Invoice should be mailed to the attention of: Mr. Glen Melvin

Adolf Schneider  
Submitted By

8/17/84  
Date

RECOMMENDED FOR APPROVAL

 Dept. Head	Donald D. Calhoun Accounting Dept.	Ken Nelson Property Records	Robert C. Mueller CONTROLLER
Date <u>8/20/84</u>	Date <u>8-21-84</u>	Date <u>8-22-84</u>	Date <u>8-24-84</u>

APPROVED



Adolf Schneider

BX No. 1389

Please be advised of the approval of  
Form A-60-2 for BX No. B 1389.

A conformed copy is being returned  
to you.

Trempealeau Electric Cooperative  
et 625 Main St.  
Arcadia, WI 54612

(to be performed. Completion report will follow.  
before the final invoice is rendered.)

(X) 2. This is a complete list of direct charges and a billing can originate from the following data:

Date	Description of Billable Services - Material, Labor, Transportation and Expenses	Unit	Rate	Amount	
8/17/84	Disposal of barrel of soil		\$125.00	\$125	00

Per following agreement: (Attach related letters, memos, and all bids.)

P.C.B. Inc. of Missouri P.O. 95623


TERMS:

Invoice should be mailed to the attention of: Mr. Norrell Erickson

Adolf Schneider  
Submitted By

8/17/84  
Date

RECOMMENDED FOR APPROVAL

 Dept. Head	Donald D. Calhoun Accounting Dept.	Ken Nelson Property Records	Robert C. Mueller CONTROLLER
Date <u>8/20/84</u>	Date <u>8-21-84</u>	Date <u>8-22-84</u>	Date <u>8-24-84</u>

APPROVED